Minutes of the Regular Meeting of the Mayor and Council, Borough of Keyport, held on the above date in the Borough Hall Council Chambers, Keyport, N.J., pursuant to the adoption of the Annual Notice on file with the Borough Clerk, forwarded to the Asbury Park Press, Independent, Two River Times and Newark Star Ledger and posted on the Bulletin Board in accordance with the Open Public Meeting Act, P.L. 1975, Ch. 231.

Mayor Aumack called the meeting to order at 7:05 PM and Borough Clerk Heilweil read the Sunshine Law Notice.

ROLL CALL
On Roll Call the following were present: Councilmembers Sheridan, Tomczak, Lamberson, McPeek, Toglia, Mayor Aumack. Others present: Borough Administrator, Lorene Wright. Borough Attorney Gordon Litwin, Esq. Absent: Howe

PLEDGE OF ALLEGIANCE/MOMENT OF SILENCE

PROCLAMATION
Mayor read Proclamation for Childhood Cancer Awareness Month

APPROVAL OF MINUTES
May 7, 2013 – Work Session
May 21, 2013 – Regular Session

Motion to approve minutes made by Sheridan, carried by Lamberson
Roll Call:
Ayes: Sheridan Tomczak, McPeek (5/7/13), Lamberson, Toglia
Nays:
Abstain: McPeek (from 5/21/2013)
Absent: Howe

Borough Clerk Valerie Heilweil read items on the Consent Agenda.

CONSENT AGENDA

(All resolutions listed hereunder are considered to be routine in nature and will be enacted in one motion. Any person may request that an item be removed for separate consideration.)

R282-13 Payment Of Bills
R283-13 Hire Full-Time Provisional Police Communications Trainee – Jeremy Brito
R284-13 Memorializing Construction Employee Grievance – Shawna Curry
R285-13 Authorizing Special Leave of Absence – Edward Cheatum
R286-13 Certifying the Cost of Cleaning up Five Properties and Placing a Lien Upon Such Lands
R287-13 Application for Raffle License – Knights of Columbus – On Premise 50/50 Cash – October 5, 2013
R288-13 Authorizing Change Order #3 for Waterfront Park Electrical Repairs
R289-13 Authorizing Application for Local Aid Transportation Grant from the NJDOT
R290-13 Emergency Resolution – NJSA 40A:4-48 – Water/Sewer Utility Budget
R291-13 Accepting the Proposal of and Authorizing the Mayor to Execute Contract for Engineering Design, Bidding and Contruction Administration and Inspection Services for Various Road Improvement Projects for Elizabeth Street and Luppatatong
R292-13 Granting Renewal of Inactive Liquor License of Anand Divine LLC
R293-13 Authorizing Contracts for Emergency Services for Repair or Damaged Sewer Lateral at 30 West Front Street
R294-13 Authorizing a New Hourly Rate for Police Officers Serving on the Monmouth County Drunk Driving Task Force

PUBLIC COMMENT PORTION
At 7:12 PM the Meeting was opened to the public for comments or questions on any items listed on the agenda by Sheridan, carried by McPeek with ayes by all present.

Sal Costanza – Union Representative asked about Resolution R285-13 Authorizing Special Leave of Absence for extending leave for DPW labored Edward Cheetum.

Attorney – Explained that the employee will be fully protected under Workman's Compensation. Workman's Compensation Laws will control and supersede.

Elmer Graham Jr. 22 St. Peters Place – asked about Resolution R288-13 Change Order #3 for Waterfront Park Electrical Repairs.

Administrator – responded that some of the work included in the base contract were added at no additional cost to the Borough.

Elmer Graham Jr. – asked about FEMA monies. Mr. Graham also asked about Resolution R284-13 Authorizing a New Hourly Rate for Police Officers Servicing on the Monmouth County Drunk Driving Task Force

Administrator – explained how Resolution R284-13 Authorizing a New Hourly Rate for Police Officers Serving on the Monmouth County Drunk Driving Task Force reimburses the Borough $45.00 an hour for each Police Officer.

At 7:20 PM the Meeting closed to the public by Sheridan, carried by McPeek

Motion made to amend Resolution 281-13 made by Sheridan, carried by Tomczak to change to the firm of CME Associates at the fee set in their proposal.

Roll Call:

Ayes: Sheridan Tomczak, Lamberson, Toglia, McPeek
Nays:
Abstain:
Absent: Howe

ATTORNEY 'S REPORT

Regarding the grievance hearing scheduled tonight, the unexpected absence of Councilman Howe, along with three members of the Governing Body who have a conflict, leaves us without a quorum. It will now be held on September 3, 2013. Advise Borough Clerk to confirm attendance of the remaining four Council members.

APPROVAL OF RESOLUTIONS

Motion on the Consent Agenda made by Sheridan, carried by Toglia

Roll Call:

Ayes: Sheridan, Tomczak, McPeek, Lamberson, Toglia
Nays:
Abstain:
Absent: Howe

COMMUNICATIONS AND PETITIONS

1. Public Art Application from Art Society of Keyport (ASK) requesting reinstallation of the three damaged and restored fiberglass butterflies, evenly spaced between the two existing butterflies. Will be removed before winter or in the event of a storm.

   Motion to approve made by Sheridan, carried by Tomczak with ayes by all present.

2. Application for a Social Affairs Permit from Keyport Lodge 2030 BPOW of USA for a Crazy Hat & Sunglasses Party to be held on September 14, 2013 from 2-8PM. Also requesting road closure of Chingarora from 4th Street to Maple during the hours of the event.

   Motion to approve made by Sheridan, carried by Tomczak with ayes by all present.

3. Message from Keyport Fest 5K Race Director requesting permission to place seven lawn signs around the Borough advertising the 5K race.

   Motion to approve made by McPeek, carried by Sheridan with ayes by all present.

4. Letter of Resignation from Crossing Guard Carolyn McTernan.
   Motion to accept made by McPeek, carried by Sheridan.

   Comment from Borough Administrator Wright explained we do have two prospects for Crossing Guard position. They are in training now and will be put on for hire at next meeting.

5. Waterfront Park Use Application from Christopher Miros and Sabina Lorenc for the purpose of a wedding ceremony and photography to be held on October 5, 2013 at 3PM.

   Motion to approve made by Sheridan, carried by Tomczak with ayes by all present.

6. Notice of Washington Street 1st Annual Block Party to be held Saturday, August 24, 2013.

   Motion to approve made by Sheridan, carried by Lamberson with ayes by all present.

REPORTS OF DEPARTMENTS

1. Municipals Clerk's Report for July 2013
2. Tax/Water/Sewer Collector's Report for July 2013
3. Building Department Monthly Report for July 2013

Motion made by Sheridan, carried by Tomczak
Roll Call:
Ayes: Sheridan, Tomczak, McPeek, Lamberson, Toglia
Nays:
Abstain:
Absent: Howe

COMMITTEE REPORTS

Councilman Toglia: Building/Grounds/Library:

- Read Library circulation report
- Will start consortium in the fall
- Still looking for volunteers to sort books
- Office of Emergency Management would like to relocate in old court offices – should be resolved soon.

Councilwoman Lamberson: Health and Recreation:

- August 8, 2013 Volleyball Fundraiser for Restore the Bayshore
- Also had a pancake eating contest
- Two weeks left of Volleyball on the Beach
- Yoga by the Bay – offered Wednesday evenings and Sunday mornings

Councilman Sheridan: Finance/Grants/Redevelopment:

- Had a successful Finance meeting prior to tonight's Council meeting
- Historical Society looking for homes for Holiday House Tour
- Need members for the Historical Society
- December 15, 2013 American Legion having Breakfast with Santa
- Spanish American Festival was held August 10, 2013
- Eagle Hose picnic was this past Saturday August 17, 2013

Councilwoman Tomczak: Police

- Ran in Belmar Chase, where local Leaders were chased by four Olympians. Secured $350.00 for Keyport Recreation. Has had three back surgeries and never thought she would be running.
- Taxi Ordinance was referred to Police Committee. Had a meeting with Lieutenant Gallo.
- Keyport Fireman's Fair had no major reportable Police incidents.
- Received a Letter of Accommodation for Police Officers involved in recovering a stolen vehicle with infant inside dated August 6, 2013
- Jackson Street residents permits for parking will be issued tomorrow
- October 26, 2013 another Operation Take Back for unwanted or expired medications

Councilman McPeek: Fire/First Aid/ Emergency Services:

- Office of Emergency Management planning to take over old court offices.
- First Aid Picnic held last Saturday. Thanked First Aid for their services.
- Some problems with several fire trucks. One getting a new tank. Lincoln Hose truck had to be sent to Pennsylvania for repair. Has a 10 year warranty but manufacturer worked with the Borough.
- Fire Department holding 911 Service, September 11, 2013 at 7 PM, requesting closure of American Legion Drive. Councilman McPeek made motion and carried to approve closure.
- Asked about Rollo Place – Administrator will check with DPW

Councilman Howe: Public Works/Recycling/Property Maintenance:

- Absent

NEW BUSINESS

None

UNFINISHED BUSINESS

1. Office of Emergency Management – Administrator met with Buildings and Grounds and OEM Coordinator. Still two outstanding issues, phone and internet. OEM Coordinator Krohe can rewire the infrastructure. Getting a quote from IT Company to have four computers installed. Four outlets are available for generator circuits.

   Motion made to approve OEM move to former Court offices by Tomczak, carried by McPeek with ayes by all present.

2. Taxi Ordinance – Discussion ensued regarding taxis congregating on Butler.

   McPeek – Asked about camera system installation
   Administrator – Fire Department air system will be put on next meeting.

ATTORNEY'S REPORT

None

ADMINISTRATOR'S REPORT

- Country Jamboree – October 12 – 13, 2013, requesting banner on Cass St Water Tank.
  At Council's request Administrator will look further in the hanging of the banner. Looking to secure post Strategic Grant planner – RFP due September 22, 2013.
- Conti (Engineer for BRSA windmill) requesting release of escrow funds.
- Enforcing repair and maintenance Ordinance in Business District.
- Shorelands – water purchase – Targeting for 9/3/2013
- Clean up of Chingarora Creek will be a hand-tool type job.
- ROSI
- Monmouth County Open Space Grant Public hearing at next meeting.

McPeek – Requested crosswalks be restriped before school.

Ken Krohe -Stated Calvin Bell may use the school's striping machine.

PUBLIC COMMENT PORTION

At 8:06 PM the meeting was open to the public for comments or questions by McPeek, carried by Sheridan with all ayes present.

George Walling: Thanked Borough Clerk Valerie Heilweil for getting caught up on the minutes. Asked for update of Administrator Lorene Wright's workman's compensation case. Not in favor of the banner on the Water Tower. Concerned about liability to the Borough in case it blows off.

Dennis Fotopoulos 77 Beers Street: Great that Rollo Place facility is getting cleaned up. Would like resident living next to it to be contacted. Dust from sweepings blows into her yard. Also concerned about the condition of the promenade, littered with cigarette butts.

Councilman McPeek: stated he has been there several times. The Mayor has been there and spoken with the resident as well. McPeek stated it is a work in progress and he would welcome any suggestions.

Mayor- stated we need a better place to dump these sweepings.

Michael Lane 51 First Street – once again requested an accounting of FEMA costs and reimbursements. Says a whole set of expenses have nothing to do with insurance

Administrator- explained Category B costs are submitted to FEMA. We have received 25% of the 90% reimbursement. Not comfortable giving the public information until she has an accurate picture as opposed to guesstimates. What is not received in insurances proceeds may be submitted to FEMA as an amendment. Will be able to tell then what application has been made for and the source it will be coming from. There are also grants for future projects not covered by FEMA.

Michael Lane – mentioned the Yacht Club has been able to report on their damages as well as their reimbursements from FEMA and insurance. Concerned Council does not have the numbers. Also asked about the Joint Court Report.

Tomczak- would like Joint Court on discussion at the next meeting.

Michael Lane- asked about Ye Cottage Inn issue as well as Captain John Open Space issue.

Warren Chamberlain 73 St. Peters Place – mentioned Fire Chief's observation of Bayshore towns who hired special FEMA workers to do the FEMA paperwork. Also spoke of school's special election which is funded by tax payer money.

Ed Burlew 59 West Front Street – asked if it were possible to put siding on Bayside Bar so it looks better. Was near 69 First St and noticed weeds on Borough property. Asked whatever happened to KBA sign. Also asked about electronic billboard. Is it being moved?

Administrator – stated we are not moving the sign but removing the encroachment.

Ed Burlew – read article about KBBC now trying to change Ordinance so that they will no longer have to go out to bid. Said KBA had that status and Council fought the KBA tooth and nail. Doesn't understand why KBBC is now going to back to that.

Elmer Graham Jr. 22 St. Peter's Place – wanted to confirm that the Board of Education has proposed a $5,000,000 athletic field. He had not heard of that before this meeting.

Robert Aumack 67 West Front St. – would like a lip put on the promenade by the fishing pier. Doesn't feel it is ADA compliant. Has been painted yellow. Also spoke of an acre of property in Keyport which sold for $265,000. Feels Borough should have looked into buying it as a DPW facility rather than continue to pay rent.

At 8:40 PM motion made to close Public Comment was made by Sheridan, carried by Tomczak with ayes by all present.

ADJOURMENT

At 8:42 PM Motion to Adjourn made by Sheridan, carried by McPeek.